

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

NANCY APONTE and ANGELO GABRIEL
ALVES MARQUES,

Plaintiffs,

-against-

CLINTON STREET PIZZA INC. d/b/a
RIZZO'S FINE PIZZA, FRANCESCO
TAORMINA, *individually*, AMEDEO
ORLANDO, *individually*, and ALEXANDER
LYUDMIR, *individually*,

Defendants.

KIMBA M. WOOD, United States District Judge:

On August 18, 2022, Plaintiffs moved for default judgment against Defendants Clinton Street Pizza, Inc. and Amedeo Orlando pursuant to Rule 55 of the Federal Rules of Civil Procedure. (ECF No. 77.) On October 31, 2022, the Court ordered Plaintiffs to serve an Order to Show Cause on Defendants by priority mail, with tracking confirmation, and to file proof of such service by November 11, 2022. (ECF No. 89.) Plaintiffs mailed copies of the Order to Show Cause to Defendants via priority mail as directed, but their mailing to Defendant Orlando was returned. (ECF No. 91.)

The Court ordered Plaintiffs to make a second attempt to serve Defendant Orlando by priority mail, with tracking confirmation, and to file proof of such service by November 16, 2022. (ECF No. 92.) Plaintiffs failed to do so. The Court subsequently ordered Plaintiffs to file proof of such service by January 4, 2023. (ECF No. 93.) Again Plaintiffs missed the Court's deadline. Plaintiffs are directed to file proof of such service by January 20, 2023.

SO ORDERED.

Dated: New York, New York

USDC SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: <u>1/10/2023</u>

22-CV-3188 (KMW)

ORDER

/s/ Kimba M. Wood

January 10, 2023

KIMBA M. WOOD
United States District Judge